



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Souza et al.
Application No. : 10/519,782
Filed (35 U.S.C. § 363) : July 1, 2003 (as PCT/US2003/020633)
For : NIGHTLIGHT, LED POWER SUPPLY CIRCUIT, AND
COMBINATION THEREOF

**This application is the U.S. national stage
of International Application PCT/US2003/020633
designating the United States and filed July 1, 2003**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF MISSING REQUIREMENTS,
PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)
AND PETITION UNDER 37 C.F.R. § 1.47(a)**

Sir:

The above-identified application, which is the U.S. national stage of international application PCT/US2003/020633 designating the United States and filed July 1, 2003, is a continuation-in-part of prior U.S. Application No. 10/188,533 filed July 2, 2002 (now U.S. Patent No. 6,824,296 issued November 30, 2004).

Petition for Extension of Time under 37 C.F.R. § 1.136(a)

The applicants petition the Commissioner to extend the time for response to the outstanding Notice of Missing Requirements Under 35 U.S.C. § 371, mailed July 6, 2005, for a period of five months from September 6, 2005 to and including February 6, 2006.

02 FEB - 3 11:06 AM '06

The Commissioner is hereby authorized to charge the extension fee of \$ 2160.00 under 37 C.F.R. § 1.17(a)(5) to Deposit Account No. 50-1561 of Greenberg Traurig, LLP. Any deficiency in or overpayment of fees in connection with this Petition should likewise be charged or credited to Deposit Account No. 50-1561 of Greenberg Traurig, LLP.

Response to Notice of Missing Requirements

In response to the Notice of Missing Requirements, a Combined Declaration and Power of Attorney is submitted herewith, executed by inventors WILSON BRUNKHURST, ANTHONY PACITTO, JENKIN HUA, JOSEPH DIORIO and MEHMET TANACAN. A Petition Under 37 C.F.R. § 1.47(a) regarding nonsigning inventors MICHAEL SOUZA and JOHN FERREIRA appears below.

A copy of the Notice of Missing Requirements accompanies this Response.

The Commissioner is hereby authorized to charge the surcharge fee of \$ 130.00 under 37 C.F.R. § 1.16(f) to Deposit Account No. 50-1561 of Greenberg Traurig, LLP. Any deficiency in or overpayment of fees in connection with this Response should likewise be charged or credited to Deposit Account No. 50-1561 of Greenberg Traurig, LLP.

Petition Under 37 C.F.R. § 1.47(a)

Joint inventors WILSON BRUNKHURST, ANTHONY PACITTO, JENKIN HUA, JOSEPH DIORIO and MEHMET TANACAN petition the Commissioner under 37 C.F.R. § 1.47(a) to make this application on behalf of themselves and on behalf of nonsigning inventors MICHAEL SOUZA and JOHN FERREIRA.

(1) Each of the inventors, including MICHAEL SOUZA and JOHN FERREIRA, was presented with a Combined Declaration and Power of Attorney for his signature. A signature block for each inventor was provided on each Declaration. All of the available joint inventors (WILSON BRUNKHURST, ANTHONY PACITTO, JENKIN HUA, JOSEPH DIORIO and MEHMET TANACAN) signed the Declaration, as shown by the documents submitted herewith; the signature blocks of the nonsigning inventors remain blank. MPEP § 409.03(a)(A).

(2) Inventors MICHAEL SOUZA and JOHN FERREIRA, after being presented with the application papers; each made an express oral refusal to sign the papers. A supporting statement by RONNIE PARSOLANO, having firsthand knowledge of these facts, is submitted herewith. MPEP §§ 409.03(a)(B)(2), 409.03(d).

(3) The last known address of each nonsigning inventor is as follows. MPEP § 409.03(a)(C).

MICHAEL SOUZA
486 Chicago Street
Fall River, MA 02721

JOHN FERREIRA
332 State Avenue
Fall River, MA 02724

(4) The Commissioner is hereby authorized to charge the fee of \$ 200.00 under 37 C.F.R. § 1.17(g) to Deposit Account No. 50-1561 of Greenberg Traurig, LLP. Any deficiency in or overpayment of fees in connection with this Petition should likewise be charged or credited to Deposit Account No. 50-1561 of Greenberg Traurig, LLP.

It is earnestly believed that all of the requirements of 37 C.F.R. § 1.47(a) and MPEP §§ 409.03(a) and 409.03(d) have been met. Grant of this petition is therefore respectfully requested.

The applicants' undersigned attorney may be reached by telephone at 212-801-2108. All correspondence should continue to be directed to the address listed below, which is the address associated with Customer Number 31108.

02/13/2006 MKAYPAGH 00000043 501561 10519782

01 FC:1463 200.00 DA

Respectfully submitted,



Paul Sutton
Reg. No. 24,201

Greenberg Traurig, LLP
MetLife Building
200 Park Avenue
New York, NY 10166

Date: February 6, 2006
ny-srv01\1155493v01



02-07-06

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Rec'd PCT/PT

0267-001-2003CIP/US
6 FEB 2006

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Souza et al.
Application No. : 10/519,782
Filed (35 U.S.C. § 363) : July 1, 2003 (as PCT/US2003/020633)
For : NIGHTLIGHT, LED POWER SUPPLY CIRCUIT, AND
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**This application is the U.S. national stage
of International Application PCT/US2003/020633
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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF APPLICATION DATA SHEET UNDER 37 C.F.R. § 1.76,
CLAIM TO DOMESTIC PRIORITY UNDER 35 U.S.C. § 120 AND 37 C.F.R. § 1.78
AND PETITION UNDER 37 C.F.R. § 1.78(a)(3)**

Sir:

The above-identified application, which is the U.S. national stage of international application PCT/US2003/020633 designating the United States and filed July 1, 2003, is a continuation-in-part of prior U.S. Application No. 10/188,533 filed July 2, 2002 (now U.S. Patent No. 6,824,296 issued November 30, 2004).

An Application Data Sheet is submitted herewith containing the information required under 37 C.F.R. § 1.76(b).

It is respectfully noted that the Domestic Priority Information section of the application data sheet identifies the prior application and states the relationship between the prior application and the present application. This section of the application data sheet provides the reference

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required by 35 U.S.C. § 120, 37 C.F.R. § 1.78(a)(2) and MPEP § 201.11(III)(A). Accordingly, benefit of the filing date of prior Application No. 10/188,533 is claimed under 35 U.S.C. § 120.

Petition Under 37 C.F.R. § 1.78(a)(3)

The present application entered the national stage from an international application under 35 U.S.C. § 371 on December 29, 2004. The above-noted claim to priority was due under 37 C.F.R. 1.78(a)(2)(ii) on April 29, 2005. The applicants petition the Commissioner under 37 C.F.R. § 1.78(a)(3) to accept a delayed claim to priority under 35 U.S.C. § 120.

The reference required by 35 U.S.C. § 120 and 37 C.F.R. § 1.78(a)(2) to the prior-filed application appears in the application data sheet submitted herewith. 37 C.F.R. § 1.78(a)(3)(i).

The Commissioner is hereby authorized to charge the petition fee of \$ 1370.00 under 37 C.F.R. § 1.17(t) to Deposit Account No. 50-1561 of Greenberg Traurig, LLP. Any deficiency in or overpayment of fees in connection with this Petition should likewise be charged or credited to Deposit Account No. 50-1561 of Greenberg Traurig, LLP. 37 C.F.R. § 1.78(a)(3)(ii).

The claim to priority is being made on the present date. The entire delay between the date the claim was due under 37 C.F.R. § 1.78(a)(2)(ii) and the present date was unintentional. 37 C.F.R. § 1.78(a)(3)(iii).

It is earnestly believed that all of the requirements of 37 C.F.R. § 1.78(a)(3) have been met. Accordingly, grant of this petition is respectfully requested.

The applicants' undersigned attorney may be reached by telephone at 212-801-2108. All correspondence should continue to be directed to the address listed below, which is the address associated with Customer Number 31108.

Respectfully submitted,



Paul Sutton
Reg. No. 24,201

Greenberg Traurig, LLP
MetLife Building
200 Park Avenue
New York, NY 10166

Date: February 6, 2006
ny-srv01\1155744v01

IAP6 Rec'd PCT/PTO 21 FEB 2006

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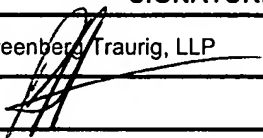
PTO/SB/21 (09/04)

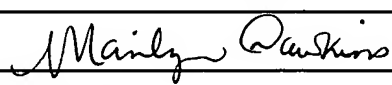
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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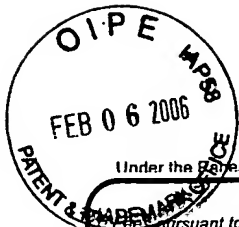
OIP TRANSMITTAL FORM FEB 21 2006 (to be used for all correspondence after initial filing)	Application Number	10/519,782
	Filing Date	July 1, 2003
	First Named Inventor	Michael Souza
	Art Unit	TBD
	Examiner Name	TBD
Number of Pages in This Submission	Attorney Docket Number	0267-001-2003CIP

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> Preliminary Amendment <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> IDS By Applicant-- Form PTO/SB/08a <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): 1. Return postal card
Remarks		
RECEIVED 29 JUN 2006		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Greenberg Traurig, LLP	
Signature		
Printed name	Paul J. Sutton	
Date	February 16, 2006	Reg. No. 24,201

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Marilyn Dawkins
Date	02/16/2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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0 FEB 2006

PTO/SB/17 (12-04)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

FEE TRANSMITTAL
For FY 2005☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 130

Complete if Known

Application Number	10/519,782
Filing Date	July 1, 2003
First Named Inventor	Michael Souza
Examiner Name	TBD
Art Unit	TBD
Attorney Docket No.	0267-001-2003CIP

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-1561 Deposit Account Name: Greenberg Traurig, LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	\$0
Design	200	100	100	50	130	65	\$0
Reissue	300	150	300	150	160	80	\$0
Provisional	200	100	0	0	0	0	\$0

2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	Fee (\$)	Fee Paid (\$)
1 - 20 or HP = 0	x	\$0	= \$0	\$0		\$0
HP = highest number of total claims paid for, if greater than 20						

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
1 - 3 or HP = 0	x	\$0	= \$0
HP = highest number of independent claims paid for, if greater than 3			

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
18 - 100 = 0	/ 50 = 0.0	(round up to a whole number) x	\$250	= \$0

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: Late oath or declaration Surcharge

Fees Paid (\$)

\$130

SUBMITTED BY

Signature	Registration No. (Attorney/Agent) 24,201	Telephone 212.801.2108
Name (Print/Type) Paul J. Sutton		Date February 6, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Attorney Docket No. 0267-001-2003CIP/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Souza et al.

SERIAL NO.: 10/519,782

FILING DATE: 07/01/2003

TITLE: Nightlight, Led Power Supply Circuit, And Combination Thereof

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

Express Mail label number: EV 570900971 US

Date of Deposit: 02/06/2006

I hereby state that the following *attached* papers or fees

1. Petition For Extension of Time Under 37 CFR 1.136(a) (5 months) (1 page) in duplicate
2. Response To Notice Of Missing Requirements, Petition For Extension of Time Under 37 C.F.R. 1.136(a), and Petition Under 37 C.F.R. 1.47(a) (3 pages)
3. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the US Designated/Elected Office (DO/EO/US) (2 pages)
4. Executed Declaration (16 pages)
5. Fee Transmittal (1 page) in duplicate (late oath surcharge)
6. Fee Transmittal (1 page) in duplicate (Petition Under 37 CFR 1.47(a))
6. Statement By Ronnie Parsolano Under MPEP 409.03(d) In Support of Petition Under 37 C.F.R. 1.47(a) with Exhibits A-C (8 Pages)
6. Submission of Application Data Sheet Under 37 C.F.R. 1.76, Claim to Domestic Priority Under 35 U.S.C. 120 and 37 C.F.R. 1.78 and Petition Under 37 C.F.R. 1.78(a)(3) (8 pages)
7. Fee Transmittal (1 page) in duplicate (Petition Under 37 CFR 1.78(a)(3))
8. Return receipt postal card

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10, on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, *Mail Stop Missing Parts*.

Nydia Rivera-De La Hoz



Signature



02-07855 BEST AVAILABLE COPY

Page 1 of 2

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6 FEB 2006

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/519,782	Michael Souza	2003CIPPCT

INTERNATIONAL APPLICATION NO.

PCT/US03/20633

LA. FILING DATE	PRIORITY DATE
07/01/2003	07/02/2002

031108

PAUL J. SUTTON, ESQ., BARRY G. MAGIDOFF, ESQ.
GREENBERG TRAURIG, LLP
200 PARK AVENUE
NEW YORK, NY 10166

CASE 2003CIP ATTY PJS
DUE Sept. 6, 2005
1 MO. CALL-UP Aug. 6, 2005

CONFIRMATION NO. 2989
371 FORMALITIES LETTER



OC000000016445588

Date Mailed: 07/06/2005

BY Efm

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/29/2004
- Request for Immediate Examination filed on 12/29/2004
- U.S. Basic National Fees filed on 12/29/2004
- Priority Documents filed on 12/29/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

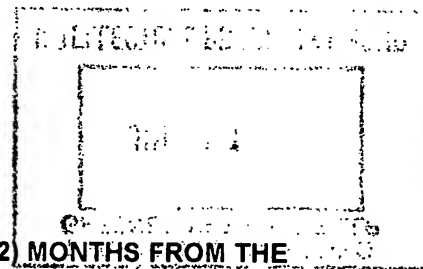
SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).



Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,782	PCT/US03/20633	2003CIPPCT

FORM PCT/DO/EO/905 (371 Formalities Notice)